

**DETERMINATION
INTERGOVERNMENTAL COOPERATIVE PURCHASING
CONTRACT NO. 219050-IT
MOBILE DEVICES AND SERVICES
AT&T MOBILITY NATIONAL ACCOUNTS LLC**

I. EXECUTIVE SUMMARY

This Determination has been executed pursuant to COMAR 21.05.09, Intergovernmental Cooperative Purchasing, to enter into a contract for Local Telecommunications Services (local telephone service) with AT&T Mobility National Accounts, LLC (“AT&T”) under an intergovernmental cooperative purchasing agreement of the State of Nevada, for itself and on behalf of the National Association of State Procurement Officials (“NASPO”), for an amount not to exceed \$200,000.

II. BACKGROUND

The Maryland Department of Transportation Maryland Port Administration (“MDOT MPA”) entered into a contract with AT&T Mobility to provide mobile devices and services through NASPO in 2016, Contract No. 216036-IT. The term of that contract is March 15, 2016 through June 30, 2019 or until MDOT MPA spends \$200,000, whichever occurs first. MDOT MPA is approaching the \$200,000 limit; therefore, MDOT MPA must enter into a new contract for devices and services.

The MDOT MPA Information Services Department (ISD) has requested that Procurement continue to contract with AT&T Mobility due to its favorable pricing and satisfactory service and the fact that all MDOT MPA’s equipment is now AT&T Mobility equipment and there will a cost in time and effort to switch to a new vendor.

The Department of Information Technology (DOIT) has entered into an Intergovernmental Cooperative Purchasing Agreement with AT&T Mobility under the program formerly known as the Western States Contracting Alliance, now NASPO. Under the DOIT contract state agencies other than MPA can order mobile devices and services from AT&T Mobility.

Therefore, I propose that MDOT MPA enter into a contract with AT&T Mobility under the NASPO contract for \$70,000 and a term beginning December 1, 2018 through June 30, 2019 or the expenditure of \$70,000, whichever occurs first. ISD and Procurement will monitor expenditures to predict in sufficient time when MDOT MPA is likely to exceed that \$70,000 limit. MDOT MPA’s new agreement with AT&T Mobility will be reported to the Board of Public Works in the normal manner on a Procurement Agency Action Report (PAAR) and to the Port Commission on a Delegated Contract Action Report (DCAR).

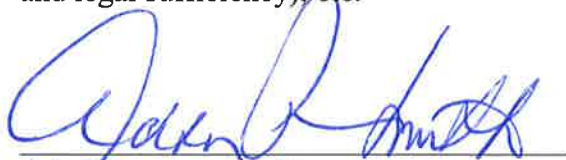
IV. DETERMINATION

- A. NASPO Contract No. 1907 meets the requirements of an intergovernmental cooperative purchasing agreement under COMAR 21.05.09.01B(2)(a).

- B. It is in the best interest of the MDOT MPA to utilize NASPO Contract No. 1907 because doing so will provide cost benefits to the State, will promote administrative efficiencies, and is not intended as a means to evade the purposes set forth under COMAR 21.01.01.03.
- C. Making an award under NASPO Contract No. 1907 will save MDOT MPA the considerable time it will take to prepare a solicitation for public advertisement, obtain necessary approvals prior to publication, publish the solicitation, receive and analyze bids, and then complete an award. It will also provide MDOT MPA with contract pricing, procedures, and services identical to those in effect throughout the rest of the Executive branch of the State government.
- D. By entering into the proposed contract, MDOT MPA will be procuring from the same source used by many other State agencies under the DOIT contract AT&T Mobility. Therefore, a contract should be awarded to AT&T Mobility in the amount of \$70,000 under NASPO Contract No. 1907.

V. APPROVAL REQUIRED

I request your approval, as unit head, to procure as described in this determination, subject to completion of all other requirements of procurement law, fund certification, execution and approval of the contract (including approval by the Office of the Attorney General for form and legal sufficiency), etc.



Adrain Pulliam-Smith
Procurement Officer

11/29/18
Date

APPROVED:



James J. White
Executive Director

12/13/18
Date